

Entered on Docket

July 15, 2010

GLORIA L. FRANKLIN, CLERK
U.S. BANKRUPTCY COURT
NORTHERN DISTRICT OF CALIFORNIA



1 Sara J. Lipowitz (State Bar No. 209163)
2 LAW OFFICE OF SARA J. LIPOWITZ
3 303 Potrero St., #45-102
4 Santa Cruz, California 95060
5 Telephone Number: (831) 427-0546
6 Facsimile Number: (831) 427-0530
7 Email Address: saral@lipowitzsolutions.com

8 Attorney for Debtors,
9 Noemi Valdez Pinedo and
10 Margarito Alonso Pinedo

IT IS SO ORDERED.
Signed July 14, 2010

A handwritten signature in black ink that reads "Arthur S. Weissbrodt".
Arthur S. Weissbrodt
U.S. Bankruptcy Judge

8 **UNITED STATES BANKRUPTCY COURT**
9 **FOR THE NORTHERN DISTRICT OF CALIFORNIA**
10 **SAN JOSE DIVISION**

11 In re:

12 NOEMI VALDEZ PINEDO and
13 MARGARITO ALONSO PINEDO,

14 Debtors.

15 Case No. 09-54650-ASW

16 Chapter 11

17 Date: June 21, 2010
Time: 2: 00 p.m.
Courtroom: 3020
Honorable Arthur S. Weissbrodt

18 **ORDER APPROVING DISCLOSURE STATEMENT**
19 **(Fourth Amended)**

20 On June 21, 2010, the Court conducted a hearing on the request by Noemi Valdez Pinedo and
21 Margarito Alonso Pinedo for approval of their Disclosure Statement ("Fourth Amended Disclosure Statement").
22 Appearances were noted on the record. The Court makes the following findings:

23 **I**

24 **FINDINGS OF FACT**

25 1. Due notice of this hearing was given to all parties in interest in accordance with the
26 Bankruptcy Code, Bankruptcy Rules and Local Rules.

2. As amended, the Disclosure Statement contains adequate information as defined by Section 1125(a) of the United States Bankruptcy Code.

III

ORDER

Based upon the papers and pleadings filed in this matter, and the foregoing findings of fact,

IT IS HEREBY ORDERED:

A. The Disclosure Statement filed by Debtors, as modified on the record, is hereby approved;

B. The hearing on confirmation of the Debtors' Fourth Amended Plan of Reorganization is set
gust 30, 2010 at 2:00 p.m. in Room 3020 of the United States Bankruptcy Court located at 280
First Street, San Jose, California 95113.

C. On or before July 26, 2010, Debtors shall serve, by first class mail, postage pre-paid, on all parties in interest, including all creditors and the United States Trustee, copies of this Order; the Fourth Amended Disclosure Statement; the Fourth Amended Plan; and a ballot conforming to Official Form 14;

D. Objections to confirmation of the Fourth Amended Plan shall be filed and served no later than August 23, 2010. Copies of any objection shall be served on Debtors' counsel at the address indicated in the upper left hand corner of the first page on this Order and on the United States Trustee at 280 South First Street, Room 268, San Jose, California 95113. Debtors may reply.

E. Creditors shall return their completed ballots to Sara J. Lipowitz, Law Office of Sara J. Lipowitz, 303 Potrero Street, No. 45-102, Santa Cruz, California 95060. Ballots must be received no later than 5:00 p.m. on Monday, August 23, 2010. Ballots delivered after that time shall not be counted, except as late filed ballots.

1 F. Counsel for Debtors shall prepare a tally of the ballots in accordance with Local Bankruptcy
2 Rule 3018-1 and file that tally with the Clerk of the Court by August 25, 2010. Debtors may also file
3 with the Court and serve on the United States Trustee a confirmation brief not less than three (3) days
4 prior to the hearing on confirmation of the Plan.
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7 ***END OF ORDER***
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9 Approved as to form:
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11 Dated July ___, 2010
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13 /s/John Wesolowski
14 Office of the U.S. Trustee
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COURT SERVICE LIST

America's Wholesale Lender
4500 Park Granada
Calabasas, CA 91302-1613

America's Wholesale Lender
7105 Corporate Drive
PTX-B-35
Plano, TX 75024-4100

American Express
P.O. Box 0001
Los Angeles, CA 90096-8000

American Express
P.O. Box 981535
El Paso, TX 79998-1535

American Express Bank FSB
c/o Becket and Lee LLP
P.O. Box 3001
Malvern, PA 19355-0701

BAC Home Loan Servicing, L.P.
Bankruptcy Department
1544 Old Alabama Road
Roswell, GA 30076-2102

Bank of America
Customer Service
P.O. Box 5170
Simi Valley, CA 93062-5170

Bank of America
100 North Tryon Street
Charlotte, NC 28255-0001

Bank of America, NA
C/O BAC Home Loans Servicing, LLP
7105 Corporate Drive
PTX-B-35
Plano, TX 75024

1 CA Employment Development Department
2 Bankruptcy Group MIC 92E
3 P.O. Box 826880
Sacramento, CA 94280-0001

4 CA Franchise Tax Board
5 Attn: Special Procedures
P.O. Box 2952
6 Sacramento, CA 95812-2952

7 Chase
8 800 Brookside Blvd.
Westerville, OH 43081-2822

9 Chase
10 P.O. Box 94014
11 Palatine, IL 60094-4014

12 Countrywide Bank, FSB
1199 North Fairfax Street, Suite 500
13 Alexandria, VA 22314-1453

14 Chase Bank USA
15 P.O. Box 15145
16 Wilmington, DE 19850

17 Chase Card Services
P.O. Box 15298
18 Wilmington, DE 19850-5298

19 Countrywide Bank FSB
1199 N. Fairfax Street, No. 500
20 Alexandria, VA 22314-1453

21 Countrywide Home
22 Bankruptcy Dept.
7105 Corporate Drive
23 Mail Stop PTX-C-35
24 Plano, TX 75024

25 Dilworth Paxon, LLP
1500 Market Street, Suite 3500E
26 Philadelphia, PA 19102-2101

27 ORDER APPROVING DISCLOSURE STATEMENT (4TH AMENDED)

28 Case No. 09-54650-ASW

1 Discover Bank
2 DFS Services LLC
3 P.O. Box 3025
New Albany, Ohio 43054-3025

4 Discover Card
5 P.O. Box 6103
Carol Stream, IL 60197-6103

6 Discover Card
7 12 Reeds Way
New Castle, DE 19720-1649

9 Discover Financial Services LLC
P.O. Box 3025
10 New Albany, OH 43054-3025

11 Discover Financial Services
12 P.O. Box 15316
Wilmington, DE 19850-5316

13 Franchise Tax Board
14 Bankruptcy Unit
15 P.O. Box 2952
Sacramento, CA 95812-2952

16 GEMB/Gap
17 P.O. Box 981400
El Paso, TX 79998-1400

19 Internal Revenue Service
Centralized Insolvency Operations
20 P.O. Box 21126
21 Philadelphia, PA 19114-0236

22 Internal Revenue Service
Centralized Revenue Service
23 P.O. Box 21126
24 Philadelphia, PA 19114-0325

25 Macy/DSNB
9111 Duke Boulevard
26 Mason, OH 45040-8999

ORDER APPROVING DISCLOSURE STATEMENT (4TH AMENDED)

Case No. 09-54650-ASW

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Macy's
P.O. Box 8118
Mason, OH 45040-8118

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Monterey County Treasurer/Tax Collector
P.O. Box 891
Salinas, CA 93902-0891

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7
J.P. Morgan
270 Park Avenue
New York, NY 10017-2014
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11
Noemi Valdez Pinedo
Margarito Alonso Pinedo
418 California St., Unit C
Salinas, CA 93901

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Dean Prober
Polk, Prober and Raphael
20750 Ventura Blvd., No. 100
Woodland Hills, CA 91364-6207

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John D. Schlotter
McCalla, Raymer, Padrick, Cobb, et al
1544 Old Alabama Road
Roswell, GA 30076

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Secretary of the Treasury
15th and Pennsylvania Ave NW
Washington, DC 20220-0001

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21
Sears/CBSD
P.O. Box 6189
Sioux Falls, SD 57117-6189

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Sears/CBSD
701 E. 60th Street North
P.O. Box 6241
Sioux Falls, SD 57117-6241

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Sentry Credit, Inc.
2809 Grand Avenue
Everett, WA 98201-3417
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Sentry Credit, Inc.
P.O. Box 12070
Everett, WA 98206-2070

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6
State Board of Equalization
111 E. Navaho Drive, No. 100
Salinas, CA 93906-2453

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State Board of Equalization
Attn: Special Procedures Section, MIC:55
P.O. Box 942879
Sacramento, CA 94279-0001

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Target
1000 Nicollet Mall
Minneapolis, MN 55403-2467

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Target National Bank
c/o Target Credit Services
P.O. Box 673
Minneapolis, MN 55440-1581

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Target National Bank
P.O. Box 59317
Minneapolis, MN 55459-0317

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Target National Bank
c/o Target Credit Services
P.O. Box 673
Minneapolis, MN 55440-0673

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Target National Bank
c/o Weinstein & Riley
2001 Western Avenue, Suite 400
Seattle, WA 98121-3132

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U.S. Attorney
Civil Division
450 Golden Gate Avenue
San Francisco, CA 94102-3661

1 John Wesolowski
2 Office of the U.S. Trustee
280 South First Street, Room 268
3 San Jose, CA 95113-3004

4 Wachovia Dealer Services
5 Bankruptcy Department
P.O. Box 19657
6 Irvine, CA 92623-9657

7 WFF National Bank
P.O. Box 94498
8 Las Vegas, NV 89193-4498

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